

**MEDICAL LICENSING BOARD OF INDIANA
INDIANA GOVERNMENT CENTER SOUTH
402 WEST WASHINGTON STREET
ROOM W064
INDIANAPOLIS, INDIANA 46204**

MINUTES OF OCTOBER 26, 2006

N. Stacy Lankford, M.D., President called the meeting to order at 9:35 a.m. and declared a quorum in accordance with IC 25-22.5.

Members Present: N. Stacy Lankford, M.D., President
William Beeson, M.D., Secretary
(arrived at 1:00 p.m.)
Bharat Barai, M.D.
Navin Barot, M.D.
Thomas Akre, D.O.
Stephen Huddleston, J.D., Consumer Member

Members Absent: Worthe Holt, Jr., M.D., Vice President
Stephen Huddleston, J.D., Consumer Member

Staff Present: Michael Rinebold, Board Director
Professional Licensing Agency
Jody Edens, Assistant Board Director
Professional Licensing Agency
James Schmitt, Deputy Attorney General
Office of the Attorney General
Gordon White, Deputy Attorney General
Office of the Attorney General

The Board voted to adopt the agenda and addendum as amended.

Barai/Akre, 4/0/0

The Board voted to adopt the minutes of the September 28, 2006 meeting.

Barai/Akre, 4/0/0

PROBATIONARY APPEARANCES

The physicians listed below, appeared per their order and no other issues arose during the probationary appearance:

Glenn Ballengee, D.O.	John Bulger, M.D.	Adam Cline, AC
Thomas Gellersen, M.D.	Michael Linton, M.D.	Michael Miller, D.O.
Robert Mitrione, M.D.	Nancy Noel, M.D.	Timothy Pohlman, M.D.
Deborah Redd, M.D.	Jeffrey Seizys, M.D.	Steven Stoller, M.D.

Mauro Agnelneri, M.D. – Dr. Agnelneri submitted to the Board a letter requesting a hearing to have his probation lifted. According to his probation order he cannot request modification for a period of eighteen (18) months. The Board requested that Dr. Agnelneri's hearing be scheduled after his eighteen months are completed.

Stephen Matthew, M.D. did not appear for his scheduled Probation appearance.

Let the record reflect that Dr. Beeson was not in attendance during the following personal appearances.

PERSONAL APPEARANCES

INITIAL APPLICANTS

The following did not appear for their scheduled personal appearance.

Eric Holt, M.D. Peter Matel, M.D. Paul Reszel, M.D.

The following personal appearance was continued.

Thomas Hinkamp, M.D.

The following appeared before the Board for their scheduled personal appearances.

Sarah Crawford, D.O. – Dr. Crawford appeared before the Board concerning a positive response on her initial application and was not represented by counsel. Dr. Crawford explained that during her residency training it took her twice as long to retain the information. She was tested and the diagnosis was non-specific learning disability. After discussion the Board moved to TABLE her application pending the following additional information.

- Letter from the program stating why they let her go
- Psychiatric evaluation
- Letters of support from supervisors

Barai/Akre, 4/0/0

Shadia Hanna, M.D. – Dr. Hanna appeared before the Board concerning her lack of a full license in another state and her experience and was not represented by counsel. She just took the LMCC although she has never lived or worked in Canada. She does not have a full license in any State as she has not been eligible for one. After discussion the Board moved to TABLE her application until she has complete one of the following:

- Takes and passes the USMLE steps 1, 2 and 3
- Has a full license in another State.

Her application will be held for one (1) year for her to complete one of the two requirements.

Lankford/Barai, 4/0/0

Oscar Limcaco, M.D. – Dr. Limcaco appeared before the Board regarding his initial application and was not represented by counsel. Dr. Limcaco had a license in Indiana and by letting it expire past three years he was not able to renew it. He retired in 2000 and now wishes to obtain a license again so that he can prescribe for his family and do voluntary services with medical missions. He indicated that he wished the license to be issued on inactive status. After discussion the Board determined that Dr. Limcaco has not practiced for six (6) years and there is no evidence that he is current in his field of medicine therefore the Board moved to TABLE the application until he can obtain proof of competency in his field of medicine. His application will be held for one (1) year for him to complete the Board's request.

Barai/Barot, 4/0/0

Edwin Pratt, M.D. – Dr. Pratt appeared before the Board concerning his application for licensure. In 2001 the Board requested that Dr. Pratt appear regarding his renewal application. He did not appear therefore the Board denied his renewal application. His IL license was placed on probation for a two year period and he was required to obtain twenty (20) hours of CME's on Boundary Issues. He had been suspended by the Hospital for discussing sexual information with a fourteen (14) year old girl. The Hospital determined it was a boundary violation and sexual misconduct. No criminal charges occurred. The Hospital recommended that he see a Psychiatrist and the State of Illinois required a Psychiatric evaluation which he completed at Rush in 2002. After discussion the Board moved to TABLE the application pending a current Psychiatric evaluation by a Board certified Psychiatrist.

Barai/Akre, 4/0/0

Abiola Opeitum, M.D. – Dr. Opeitum appeared before the Board concerning her application for licensure. Dr. Opeitum received her medical education from Nigeria and then went to Canada and took the LMCC. She currently has a license in Virginia and Michigan. She had a license in Canada for seventeen (17) years. After discussion the Board moved to GRANT her licensure based upon the fact that she holds a current Virginia license.

Barai/Barot, 4/0/0

RENEWAL APPLICATIONS

Charles Alston, M.D., License No. 01042936A – Dr. Alston appeared before the Board concerning a positive response on his renewal application and was not represented by counsel. Dr. Alston's license in Illinois and Georgia were placed on probation for two (2) years. He has currently met all terms of probation and both State' have reinstated his license on active status. He license was placed on probation for two (2) malpractice suites. After discussion the Board moved to RENEW his license.

Barai/Akre, 4/0/0

Let the record reflect that Dr. Beeson arrived at 1:00 p.m.

ADMINISTRATIVE HEARINGS

The following hearings were continued.

Melinda J. Gruber, M.D., License No. 01045418A, Cause No. 2006 MLB 0009
David D. Chube, M.D., License No. 01038347A, Cause No. 2006 MLB 0024
Charles R. Chube, M.D., License No. 01045841A, Cause No. 2006 MLB 0023

Lawrence R. Bailey, Jr., M.D., License No. 01033348A, Cause No. 98 MLB 0025

Respondent did appear in person and was not represented by counsel regarding a Hearing on Motion to Lift Suspension scheduled before the Board. The State of Indiana was represented by Elizabeth Kiefner, Deputy Attorney General and the court reporter sworn in for this matter was Sherri Rutledge with Andy Rutledge Reporting.

Let the record reflect that Dr. Beeson recused himself from this hearing.

Ms. Kiefner gave a preliminary objection to this hearing due to the fact that this motion has already been heard by the Board. Ms. Kiefner stated that the motion filed in 1999 was nearly identical to this current motion. After discussion the Board moved to DENY the States objection.

Akre/Barot, 4/0/1, with Dr. Beeson abstaining

The State further raised that in Dr. Bailey's order it states that he must submit a Psychiatric evaluation to the Board thirty (30) days prior to his hearing and he is just submitting it today to be reviewed by the Board and the State. There is also no evidence of completion of the residency requirement in his order. Dr. Bailey stated that back in 1999 he was told it was impossible to do a residency but they still denied his request. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to CONTINUE this matter. The Board requested that Dr. Bailey share his evaluation with the Board and the State so they would have time to review the report.

Barot/Barai, 4/0/1, with Dr. Beeson abstaining

Ronald L. Sagalowsky, M.D., License No. 01022328A, Cause No. 2006 MLB 0032

Respondent did not appear in person and was not represented by counsel regarding a Final Hearing scheduled before the Board. The State of Indiana was represented by Steven Douglas, Deputy Attorney General and the court reporter sworn in for this matter was Sherri Rutledge with Andy Rutledge Reporting.

Let the record reflect that Dr's. Lankford and Beeson recused themselves from this hearing.

The notice was mailed to four (4) different addresses. Mr. Douglas also tried to call the Respondent by telephone to inform him of this matter. A different Physician answered the phone stating that Dr. Sagalowsky does not work there. The State requested that a notice of proposed default be issued.

After having considered the evidence presented and taking official notice of its file in this matter the Board moved to issue a NOTICE OF PROPOSED DEFAULT.

Barai/Akre, 2/0/3, with Dr's. Barot, Beeson and Lankford abstaining
motion passes

Travis Anthony Richardson, M.D., License No. 01049572A, Cause No. 2006 MLB 0031

Respondent did not appear in person and was not represented by counsel regarding a Final Hearing scheduled before the Board. The State of Indiana was represented by Steven Douglas, Deputy Attorney General and the court reporter sworn in for this matter was Sherri Rutledge with Andy Rutledge Reporting.

Mr. Douglas on behalf of the State entered a motion to dismiss this matter. All documentation obtained was forwarded to Dr. Holt to review as it was a military matter. Dr. Holt agreed that this matter should be dismissed.

After having considered the evidence presented and taking official notice of its file in this matter the Board moved to DISMISS this matter.

Barai/Barot, 5/0/0

Deborah Provisor, M.D., License No. 01024413A, Cause No. 93 MLB 0009

Respondent did appear in person and was not represented by counsel regarding a Petition to Modify Terms of Probation scheduled before the Board. The State of Indiana was represented by Michael Minglin, Deputy Attorney General and the court reporter sworn in for this matter was Sherri Rutledge with Andy Rutledge Reporting.

Dr. Provisor explained to the Board that she wishes her probation order to be modified so that she can do medical insurance examinations. After having considered the evidence presented and taking official notice of its file in this matter the Board moved to MODIFY the Probation order to the following:

- Modify so that she can do medical insurance examination in adults only.
- Doesn't have to take the CPEP or mini-fellowship to do medical insurance examinations.
- Doesn't need to notify patients of what she did because all patients will be adults.

Barai/Barot, 2/3/0, with Dr's. Akre, Beeson and Lankford objecting
Motion does not carry

After further discussion the Board moved to DENY the petition to modify.

Beeson/Lankford, 3/2/0, with Dr's. Barai and Barot objecting
Motion passes

REVIEW OF INITIAL APPLICATIONS

The Board reviewed the positive response information on the following applicants and approved them for issuance:

Syed Ali, M.D.	Thomas Barclay, M.D.	Gerald Beathard, M.D.
Mark Berger, M.D.	George Boatwright, M.D.	Edward Brackett, M.D.
Charles Herbstman, M.D.	James Hodge, M.D.	Stephen Glatz, M.D.
Buddy Lopez, M.D.	Fred Nour, M.D.	Andrew Rosenson, M.D.
Shahid Shekhani, M.D.	Mary Torres, M.D.	Dwayne Wilson, M.D.
Hee Yoon, M.D.		

The Board reviewed the positive response information on the following applicants and requested that they personally appear before the Board:

Edward Southern, M.D.

Ashok Padhiar, M.D.

The Board reviewed the positive response information on the following applicants and TABLED the applications pending further documentation

John Delk, M.D. – Letter from Dr. Napp

Matthew Scheidt, M.D. – Psychiatric and Addictionology evaluations. Treatment facility information from the facility he attended. Report from his current Supervisor at this residency program.

Jennifer St. Croix, M.D. – Letter from Residency program on why they did not renew her residency. Documentation from Colorado concerning her license.

Joel Underwood, M.D. – All court documents and details.

Elmo Tucker, M.D. – The Board reviewed Dr. Tucker's application for licensure. In their review they indicated that he failed to answer positive to questions 6 and 7. He was asked to resign from a residency program and was on probation for three (3) years. After discussion the Board moved to DENY his application based upon his falsifying the application information.

Beeson/Lankford, 3/1/0, with Dr. Barot objecting

DISCUSSION

Re-adopt rules for Occupational Therapists, Physician Assistants and Hypnotists
– Dr. Lankford informed the Board that the re-adoption of these rules does not have an economic/fiscal impact on small businesses under IC 4-22-2.5-3.1.

Dr. Lankford read the final notice to re-adopt for LSA Document #06-239(F) Physicians Assistants. The Board moved to APPROVE the re-adoption.

Barai/Akre, 4/0/0

Dr. Lankford read the final notice to re-adopt for LSA Document #06-241(F) Hypnotists. The Board moved to APPROVE the re-adoption.

Akre/Barai, 4/0/0

Dr. Lankford read the final notice to re-adopt for LSA Document #06-240(F) Occupational Therapists. The Board moved to APPROVE the re-adoption.

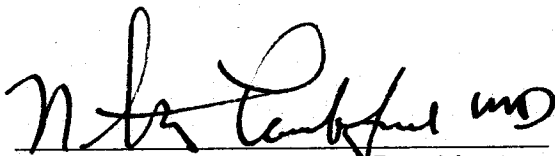
Barai/Akre, 4/0/0

Leonard J. Green, M.D., License No. 01027059A, Cause No. 2003 MLB 0032 – Motion to modify – Dr. Green sent a letter to the Board via his counsel David Jose to request to use an Addictionologist from the State of Mississippi verses using one from the Indiana approved list. After discussion the Board moved to DENY his request.

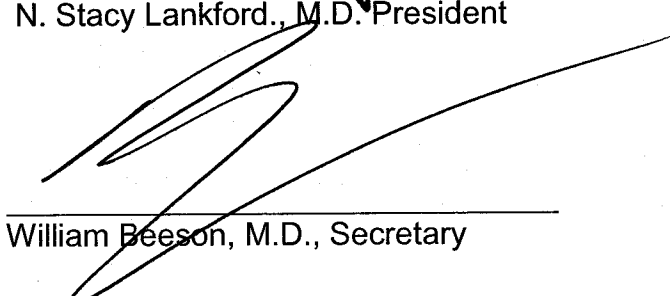
Akre/Barai, 4/0/0

Walgreen Company – William Cover, R.Ph; Mark Frazier, R.Ph; Bill Scales, R.Ph; Rachael Backman, J.D. and Larry Sage appeared before the Board to discuss Pharmacists administering flu shots to the public. Mr. Sage informed the Board that a bill will be introduced again in the 2007 Legislature to give Pharmacists the ability to administer flu and pneumonia shots. The Pharmacist will notify the patient's physician and will give a record to the patient. The Indiana Board of Pharmacy and the American Pharmacists Alliance Association are both in support of the bill. They are requesting that the Medical Licensing Board be supportive also. The Board thanked them for their presentation after taking the information under consideration.

There being no further business the meeting adjourned at 5:15 p.m.



N. Stacy Lankford, M.D. President



William Beeson, M.D., Secretary